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ATTORNEYS FOR PLAINTIFFS

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

Catherine Wells, Clarence Wells, James Wells, Plaintiffs, v. GC Services, Inc., Defendants.	Court File No. 06-03511 RMW STIPULATION OF DISMISSAL OF ALL CLAIMS MADE BY PLAINTIFF JAMES WELLS ONLY, AND [] ORDER
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**STIPULATION OF DISMISSAL OF ALL CLAIMS MADE BY
PLAINTIFF JAMES WELLS ONLY**

WHEREAS on August 4, 2007, during the pendency of this action Plaintiff James Wells died in a motorcycle accident in San Francisco, California;

WHEREAS the estate and next-of-kin of Plaintiff James Wells has chosen not to pursue the claims asserted by the late Plaintiff James Wells in this above-entitled matter;

THEREFORE, IT IS HEREBY STIPULATED AND AGREED to by the estate of Plaintiff James Wells, and by the remaining Plaintiffs and their attorneys, as well as by the Defendant and its attorney, that the all of the claims made or asserted by Plaintiff James Wells, and/or his estate in the above-entitled action against Defendants, which were originally brought by Plaintiff James Wells or which may now exist, shall be and are hereby dismissed with prejudice and on the merits, without costs, disbursements, or attorneys' fees to any party and that a Judgment of Dismissal with Prejudice of Plaintiff James Wells' and/or his estates' claims made herein, if any, may be entered in the above-entitled action.

Dated: November 13, 2007

BARRY & SLADE, LLC

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ATTORNEYS FOR PLAINTIFFS

Dated: November 13, 2007

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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

Catherine Wells, Clarence Wells, James Wells,	Court File No. 06-03511 RMW
Plaintiffs,	□
v.	<u>ORDER</u>
GC Services, Inc.,	
Defendants.	

Based on the above Stipulation of Dismissal filed herewith, this Court hereby orders that the deceased Plaintiff James Wells' Complaint, and any remaining claims of the estate of Plaintiff James Wells against Defendant or its employees or its agents, shall be, and hereby are dismissed with prejudice and without costs, disbursements, or attorneys' fees to any party.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: 11/29/07

Ronald M. Whyte

Honorable Judge Ronald M. Whyte
United States District Court